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*Attorneys for Defendants Officer Ramon Silva and  
 the State of California, acting by and through the  
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IN THE UNITED STATES DISTRICT COURT  
 FOR THE CENTRAL DISTRICT OF CALIFORNIA

**SANDRA KIRKMAN AND CARLOS  
 ALANIZ, INDIVIDUALLY AND AS  
 SUCCESSORS-IN-INTEREST TO  
 JOHN ALANIZ, DECEASED,**

Plaintiffs,

v.

**STATE OF CALIFORNIA; RAMON  
 SILVA; AND DOES 1-10,  
 INCLUSIVE,**

Defendants.

Case No. 2:23-cv-07532-DMG-SSC

**DECLARATION OF DEPUTY  
 ATTORNEY GENERAL ASHLEY  
 REYES IN SUPPORT OF  
 DEFENDANTS' MOTION TO  
 STAY CERTAIN DISCOVERY  
 AND AMEND SCHEDULING  
 ORDER**

Date: January 12, 2024  
 Time: 9:30 a.m.  
 Courtroom: 8C  
 Judge: Honorable Dolly M. Gee

Trial Date: Not yet set.  
 Action Filed: 7/28/2023

I, Ashley Reyes, declare as follows:

1. I am a duly appointed Deputy Attorney General and am assigned to represent Defendants in the above-captioned action. The facts set forth herein are within my personal knowledge, except where otherwise indicated, and if called to testify herein I could and would competently testify thereto.

2. This incident is currently under investigation by the Office of the Attorney General, California Department of Justice (DOJ), pursuant to California Assembly Bill 1506. Many of the factual circumstances at the center of the DOJ's

1 review involve the same facts and assertions set forth by plaintiffs in this civil  
2 lawsuit. As of the date of filing this motion, it is my understanding that the DOJ's  
3 review remains open and pending.

4 3. In accordance with Fed. R. Civ. Proc. 26, the parties met and conferred in  
5 preparation for filing a Rule 26 Joint Report in advance of the Scheduling  
6 Conference. As part of these meet and confer discussions, the parties addressed the  
7 need for a possible motion to stay discovery pending completion of the DOJ's  
8 review of the subject shooting.

9 4. On November 17, 2023, I spoke with Plaintiffs' counsel, Shannon  
10 Leap, regarding a proposed stipulation to stay discovery pertaining to Officer Silva  
11 pending the outcome of the DOJ's investigation. Ms. Leap informed me that  
12 Plaintiffs would not be amenable to entering into a stipulation and would oppose a  
13 motion to stay the proceedings. We were therefore unable to reach an agreement.

14 5. The parties will be diligent in conducting other discovery that does not  
15 involve the officer defendant. Plaintiff has already propounded written discovery to  
16 Defendant State, who will be providing responses thereto, as well as documents  
17 including non-privileged investigatory materials.

18 I declare under penalty of perjury under the laws of the United States of  
19 America that the foregoing is true and correct.

20 Executed on December 4, 2023, at Fresno, California.

21  
22 /s/ Ashley Reyes  
23 Ashley Reyes

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## CERTIFICATE OF SERVICE

Case Name: *Sandra Kirkman, et al. v. State  
of California, et al.*

No. 2:23-cv-07532-DMG-SSC

I hereby certify that on December 4, 2023, I electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

**DECLARATION OF DEPUTY OF ATTORNEY GENERAL ASHLEY REYES IN  
SUPPORT OF DEFENDANTS' MOTION TO STAY CERTAIN DISCOVERY AND  
AMEND SCHEDULING ORDER**

I certify that **all** participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

I declare under penalty of perjury under the laws of the State of California and the United States of America the foregoing is true and correct and that this declaration was executed on December 4, 2023, at Fresno, California.

Carrie Vue  
Declarant

/s/ Carrie Vue  
Signature